



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 2

290 BROADWAY

NEW YORK, NY 10007-1866

DEC 3 0 2014

**CERTIFIED MAIL – RETURN RECEIPT REQUESTED**

**Article Number: 7005 3110 0000 5964 3587**

Mr. Craig Trembach  
Rason Asphalt Inc.  
44 Morris Avenue  
Glen Cove, NY 11542

RE: Request for Information (RFI) Pursuant to Section 308 of the Clean Water Act  
Rason Asphalt Inc. – (NY0267236)  
Docket No. CWA-IR-15-013

Dear Mr. Trembach:

The United States Environmental Protection Agency (EPA) is charged with the protection of human health and the environment under the Clean Water Act (CWA or Act), 33 U.S.C. §§ 1251 *et seq.* Section 308(a) of the CWA, 33 U.S.C. § 1318(a), provides that whenever it is necessary to carry out the objectives of the CWA, including determining whether or not a person/agency is in violation of Section 301 of the CWA, 33 U.S.C. § 1311, the EPA shall require the submission of any information reasonably necessary to make such a determination. Under the authority of Section 308 of the CWA, EPA may require the submission of information necessary to assess the compliance status of any facility and its related appurtenances.

You are hereby required, pursuant to Section 308(a) of the Clean Water Act, 33 U.S.C. § 1318(a), to submit to EPA in writing with accompanying photographs and documentation the following information regarding the subject Facility no later than **thirty (30) calendar days** of receipt of this RFI:

1. Storm Water Pollution Prevention Plan (SWPPP);
2. Total Suspended Solids (TSS) monitoring reports for the past three (3) years;
3. Discharge Monitoring Report (DMR) for the past three (3) years;
4. Collection and analysis of samples from the past three (3) years.

All information required to be submitted by this Request for Information shall be sent by certified mail or its equivalent to the following address:

Douglas McKenna, Chief  
Water Compliance Branch  
Division of Enforcement and Compliance Assistance  
290 Broadway, 20<sup>th</sup> Floor  
New York, NY 10007-1866

Internet Address (URL) • <http://www.epa.gov>

Recycled/Recyclable • Printed with Vegetable Oil Based Inks on Recycled Paper (Minimum 50% Postconsumer content)

Any documents to be submitted by you must be sent by certified mail or its equivalent and shall be signed by an authorized representative of the respective entity (see 40 C.F.R. § 122.22), and shall include the following certification:

"I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gathered and evaluated the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitted false information, including the possibility of fine and imprisonment for knowing violations."

Failure to provide the required information may subject the facility to civil/criminal penalties pursuant to Section 309 of the CWA. Failure to comply with the RFI shall also subject the facility to ineligibility for participation in work associated with Federal contracts, grants or loans.

Enclosed is a copy of the inspection report detailing EPA's findings from the September 2, 2014 inspection at the Rason Asphalt Inc.

If you have any questions regarding this Request for Information or the enclosed Inspection Report, please feel free to contact Chris Mecozzi of my staff via phone at (212) 637-4262 or via email at [mecozzi.christopher@epa.gov](mailto:mecozzi.christopher@epa.gov).

Sincerely,

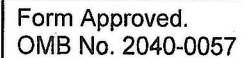
A handwritten signature in black ink, appearing to read 'D. McKenna', with a long horizontal flourish extending to the right.

Douglas McKenna, Chief  
Water Compliance Branch

Enclosure

cc: Joseph DiMura, P.E, Director, Bureau of Water Compliance Programs, NYSDEC





Transaction Code				NPDES												yr/mo/day				Inspection Type				Inspector				Fac Type						
				3	N	Y	R	0	2	6	7	2	3	6	12	1	4	0	9	0	2	17	18	~			19	R			20	2		

[illegible][illegible]

Name and Location of Facility Inspected (for industrial users discharging to POTW, also include POTW name and NPDES permit number)	Entry Time/Date	Permit Effective Date
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Rason Asphalt 44 Morris Avenue Glen Cove, NY 11542	11:03 PM 9/2/14	
	Exit Time/Date	Permit Expiration Date
	12:00 PM 9/2/14	

Name(s) of On-site Representative(s)/Title(s)/Phone and Fax Number(s)		Other Facility Data
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[illegible]

Name, Address of Responsible Official/Title/Phone and Fax Number(s)	
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[illegible]

Compliance (When Only These Areas Evaluated)					
	Permit	Flow Measurement		Operations & Maintenance	CSO/SSO (Sewer Overflow)
	Records/Reports	Self-Monitoring Program		Sludge Handling/Disposal	Pollution Prevention
X	Facility Site Review	Compliance Schedules		Pretreatment	Multimedia
X	Effluent/Receiving Water	Laboratory	X	Storm Water	Other:

See Attached Report.

Name(s) and Signature(s) of Inspector(s)	Agency/Office/Phone and Fax Numbers	Date
Chris Meozzi, Environmental Engineer	EPA/DECA-WCB/(212) 637-4262 FAX:x3953	12/17/14
Signature of Management Q/A Reviewer	Agency/Office/Phone and Fax Numbers	Date
Justine Modigliani P.E., Compliance Section Chief	EPA/DECA-WCB/(212) 637-4268 FAX:x3953	12/17/14

## **Section D: Summary of Findings/Comments**

### **INTRODUCTION**

On September 2, 2014, EPA conducted a Compliance Evaluation Inspection (CEI) at the Rason Asphalt Inc. located at 44 Morris Avenue, Glen Cove, New York, 11542 (the "Site" or "Facility"), to determine compliance with the New York State Department of Environmental Conservation SPDES General Permit for storm water discharges operating under SIC code 2951. Rason Asphalt Inc. is an asphalt paving mixtures and blocks service company that provides commercial and individual sales. Weather conditions on site during the inspection was sunny and clear at 98 degrees.

Upon entering the site, EPA inspectors presented credentials to Ryan Freeman and Mike Felice, employees of Rason Asphalt Inc. EPA inspectors initiated an office evaluation but were informed that the Storm Water Pollution Prevention Plan (SWPPP) was located at their main facility. EPA inspectors were informed that inspections for the facility were kept in the main office at another location. The main office also contained the required permits and monthly water sample testing reports.

The site is on a 2 acre property used for stone and sand mixing and is adjacent to Glen Clove Creek. There are 5 storm water drains onsite, each drain is covered with a filter fabric that is said to be changed every week. There is a soap wash out area for truck beds with a separate storage tank for soap in the wash out area. Dual fuel tanks are on site with a capacity of 12,000 gallons, used for heating the asphalt during the creation process. There are large holding areas for stone and sand, materials for the asphalt manufacturing process. Stone is transported to the facility by barge using Glen Clove Creek as a mode of transport. The operation process begins with the mixing of stone and sand that travels into a heating unit. Asphalt becomes the end product which drops into a container. No water is used during the processing of asphalt. The asphalt is distributed through commercial and individual sales done onsite.

### **POTENTIAL NONCOMPLIANCE ITEM**

According to the requirements in Parts III, IV, and applicable sections of Parts VIII and IX of this permit, the owner or operator is required to have developed and implemented a Stormwater Pollution Prevention Plan (SWPPP)

1. During the inspection, EPA was not able to review the SWPPP;

### **AREAS OF CONCERN**

1. In accordance with Part I.B.1.a. (2). (b). of the MSGP for storm water discharges associated with industrial activity, The owner or operator must keep clean all exposed areas that are potential sources of pollutants, using such measures as sweeping at regular intervals, keeping materials orderly and labeled, and storing materials in appropriate containers. During the CEI, EPA observed areas that required upkeep.
  - A. Filter fabric over storm drains needed to be changed as seen in photo: DSCN3084.
  - B. Entrance to facility needed to be kept clean as seen in photograph DSCN3085.



## CLOSING

A closing conference was held with Mr. Freeman and Mr. Felice explaining all EPA inspection findings for and any additional questions were answered at that time.

## ATTACHMENTS

### Photographs

<b>PHOTO LOG: Rason Asphalt Inc., 44 Morris Avenue Glen Cove, NY 11542</b> Unedited Photographs taken by Chris Mecozzi, USEPA Region 2 DECA-WCB on September 2, 2014.	
<b>Photo No.</b>	<b>Photograph Description</b>
DSCN3083	1 <sup>st</sup> Catch Basin
DSCN3084	BMPS around 1 <sup>st</sup> Catch Basin
DSCN3085	Front entrance
DSCN3086	Wash area for truck beds
DSCN3087	2 <sup>nd</sup> Catch Basin
DSCN3088	Drums behind truck bed washing area filled with soap and water
DSCN3089	Asphalt Tanks #1, #2, #3
DSCN3090	3 <sup>rd</sup> Catch Basin
DSCN3091	Sand Storage
DSCN3092	Rock Storage
DSCN3093	4 <sup>th</sup> Catch Basin – raised BMP
DSCN3094	Oil water separator – cleaned twice a year
DSCN3095	Barge docked adjacent to facility
DSCN3096	Creek located adjacent to facility
DSCN3097	Crane and barge located adjacent to the facility
DSCN3098	Hay bales used for sediment trap for sump pump
DSCN3099	Water Pump
DSCN3100	Drain
DSCN3101	Soap/Release agent storage



DSCN3094.JPG



DSCN3095.JPG



DSCN3096.JPG



DSCN3097.JPG



DSCN3098.JPG



DSCN3099.JPG



DSCN3100.JPG



DSCN3101.JPG



DSCN3083.JPG



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DSCN3088.JPG



DSCN3089.JPG



DSCN3090.JPG



DSCN3091.JPG



DSCN3092.JPG



DSCN3093.JPG